

Provided, That no payment shall be required from said Fund until one hundred miles of the Road has been constructed, and in readiness to run cars thereon, when the State shall be required to pay in the proportion of one third *pari passu* with other subscribers, until the whole amount subscribed by the State has been paid, to be applied in the further prosecution of the work."

Which was lost.

Mr. Kilcrease offered the following as the 4th section of said bill, viz :

"*Be it further enacted*, That it shall be the duty of his Excellency, the Governor, within ten years after the first investment of the Internal Improvement Fund, and on the first day of March annually thereafter, to cause sixty days' notice to be given by the officer who may be authorized by law to receive the Internal Improvement Fund, in four newspapers published in this State, to offer for sale the stock subscribed for by the State at the first sale ; and annually thereafter, on the first Monday in March, until the entire interest of the State in the aforesaid Road is disposed of ; the proceeds of such sales to be annually invested in Internal Improvements, in such way as the General Assembly may think proper."

Which amendment was lost.

Ordered, That the bill be read a third time on to-morrow.

A bill to be entitled An Act to change the name of Oliver Price to that of Oliver Delk, and for other purposes,

Was read a first time, rule waived, read a second time, and on motion, was laid on the table.

A bill to be entitled An Act to amend the laws now in force relating to divorces,

Came up in its place, when the substitute as reported by the Judiciary Committee, was adopted in lieu of the original bill, which was read a second time, and ordered for a third reading on to-morrow.

On motion of Mr. Brown, the rule was waived, so as to allow him to introduce the following resolution, viz :

A resolution in relation to Capt. Wm. H. Payne's Company.

Be it resolved by the Senate and House of Representatives of the State of Florida, in General Assembly convened, That His Excellency, the Governor, be authorized, and is hereby requested, to appoint as early as practicable, a competent person, to act as Commissioner, who shall be authorized and instructed, to make legal investigation in the claim of Capt. Wm. H. Payne's company of mounted volunteers, for services rendered, and subsistence and forage furnished, in Columbia county, in the years 1838 and 1839 ; and that the evidence taken, and Commissioner's opinion, as to the justice of said claim, shall be transmitted with as little delay as possible to the Governor of the State, who is hereby requested to submit such testimony and opinion to the Secretary of War, and demand the payment of said claim.

Which was read a first time, and ordered for a second reading on to-morrow.

Mr. Long from the Committee on Engrossed bills, made the following report :

The Committee on Engrossed bills have examined and find correctly engrossed :

An Act to change and modify the statutes in reference to gaming ;

Also, An Act for the relief of the southwestern portion of Gadsden County.

Respectfully submitted,

M. A. LONG, Chairman,
Committee on Engrossed Bills.

Which was received and the bills placed among the orders of the day.

On motion,

The Senate adjourned till to-morrow morning, 9 o'clock.

WEDNESDAY, December 29, 1852.

The Senate met pursuant to adjournment. Rev. Mr. Zealey officiated as chaplain.

A quorum being present, the journal of yesterday's proceedings were read and approved.

On motion of Mr. Johnson,

Mr. Brown was excused after Friday next, from further attendance upon the Senate.

Mr. Blackburn moved,

That the Committee on Schools and Colleges be instructed to report joint preamble and resolutions asking Congress to pass An Act to authorize the General Assembly of Florida to consolidate the Common School fund 16th Sections into a general fund for School purposes, and to legalize the Legislation of this State heretofore had on that subject.

Which motion was adopted.

Also the following :

Mr. Blackburn moved that the Committee on revisions of the Constitution, be instructed to report back to the Senate, a bill to be entitled An Act to repeal and abolish the second clause of the eleventh article of the Constitution.

Which was read and adopted.

Mr. Buddington, from the Committee on Propositions and grievances, made the following report :

The Committee on Propositions and grievances, to whom was referred a bill to be entitled An Act for the relief of Starkey A. J. Cox, have had the same under consideration, and after mature deliberation, ask leave to report :

That the facts of the case from what we have been enabled to discover, are these. Mr. Cox some time since, entered the land in question, at the price fixed by the State, and had he not have purchased it at the price fixed upon it by the State, another party stood ready to do so—which price was four dollars per acre. Mr. Cox now asks that his bonds be credited so much as to reduce the price to one dollar and twenty-five cents per acre. We report unfavorable to the bill and recommend that it be not passed.

All of which is respectfully submitted,

O. BUDDINGTON,

Chairman.

Which was received and the bill placed among the orders of the day.

Mr. Johnson from the Committee on Internal Improvements made the following report:

The Committee on Internal Improvements, to whom was referred a bill to be entitled An Act to invest a portion of the Internal Improvement fund in certain Plank Roads therein mentioned, have considered the same, and ask leave to report:

The bill contemplates building a Plank Road from Newnansville to Micanopy, thence to Palatka, with a branch road from Ocala, intersecting said road at or near Orange Springs, and proposes to make the State a stockholder in said Road, to the amount of one thousand dollars per mile, by subscription of the Governor from the Internal Improvement fund. Your Committee are sensible that this section of the State, and many others, deserve the fostering care of the State in building or assisting to build, works of Internal Improvement; but as the present General Assembly has evinced a decided disinclination to appropriate this fund, and the proposed works are not of that substantial character, which will best promote the interests of that section, your Committee are constrained to report against the bill, and asked to be discharged.

Respectfully submitted,

ALLEN G. JOHNSON,

Chairman.

Which was received, and the bill placed among the orders of the day.

Mr. Buddington from the Committee on Propositions and Grievances, made the following report:

The Committee on Propositions and Grievances, to whom was referred a bill to be entitled An Act for the relief of John B. Anderson having had the same under consideration, ask leave to report:

That we find the case from the best of our information to be this. Mr. Anderson purchased from the State, a tract of land which was surveyed by the United States, containing as was estimated a certain unknown number of acres more or less, as is usual in all such purchases. He has now had a County Surveyor to survey the land,

and says that there is not the quantity of acres supposed. We think that it would be a very irregular way of doing business to do away with the United States survey and adopt another mode, and one which would be always annoying the State. And, therefore, we advise that said bill do not pass.

Respectfully,

O. BUDDINGTON,

Chairman.

Which was read and received, and the petition placed among the orders of the day.

Mr. Forsyth from the Committee on Schools and Colleges, made the following report:

The Committee on Schools and Colleges, to whom was referred a bill to be entitled An Act to fix a minimum on School and Seminary Lands, report:

That they have had the same under consideration and instructed me to report the following amendments, viz: Strike out all after the enacting clause in the first section, and insert, in lieu thereof:

"That hereafter no land belonging to the Internal Improvement Fund shall be sold, by pre-emption or otherwise, for a less price than that fixed by the law of Congress granting said land to the State, to wit: the sum of one dollar and twenty-five cents per acre."

Change the title to "a bill to be entitled An Act to fix a minimum on Internal Improvement Land."

Respectfully Submitted,

JOSEPH FORSYTH,

Chairman pro tem. Committee on Schools and Colleges.

Which was received and the bill placed among the orders of the day.

The following message was received from the House of Representatives.

HOUSE OF REPRESENTATIVES, }
December 28th, 1852. }

Honorable President of the Senate:

SIR,—The House have passed the following bills, viz:

A bill to be entitled An Act to provide for legal proceedings against corporations and persons claiming exclusive privileges by public grants who have incurred forfeitures of the same by non-user.

Bill to be entitled An Act in relation to judicial proceedings in certain cases.

Bill to be entitled An Act for the election of a County Site in the County of Orange.

Bill to be entitled An Act to locate the County Site of Hernando County.

Bill to be entitled An Act providing for the location, survey and completion of a canal connecting the waters of the St. Johns and Indian Rivers.

Resolution to adjourn sine die on the 8th January, 1853.

Resolution asking Congress the reduction of the price of public lands in this State :

Also, the following, without amendments :

Senate bill to be entitled An Act to change an election precinct in the County of Nassau.

Senate bill to entitled An Act concerning the records of the Court of Appeals and the Superior Courts of the Territory of Florida.

Senate bill to be entitled An Act to amend an act entitled an act to grant pre-emption rights to settlers on State lands, approved Dec. 27th, 1848.

Senate bill to be entitled An Act prescribing the condition of injunction bonds.

Senate resolution asking an appropriation from Congress for erecting a Marine Hospital at Apalachicola.

Senate resolution for the relief of William Watson,

Senate resolution in relation to printing the Laws.

The following Senate bills have been lost in the House, viz :

Bill to be entitled An Act in relation to and defining the duties of ex-officio Administrators of Estates.

Bill to be entitled An Act to amend the law granting pre-emption rights to settlers on State Lands.

Respectfully,

JOHN DICK,

Clerk of House of Representatives.

Which was read, and the bills from the House placed amongst the orders of the day, and Senate bills ordered to be enrolled.

On motion, the rules were waived, and Mr. Gillis allowed to introduce without previous notice a bill to be entitled An Act to incorporate Knox Hill Academy in Walton County,

Which bill was received and placed among the orders of the day.

Mr. Moseley moved a call of the Senate :

When the following Senators answered to their names, viz :

Mr. President, Messrs. Baldwin, Blackburn, Brown, Buddington, Forsyth, Gillis, Gonzalez, Johnson, Kilcrease, Moseley, Snell and Stewart—13.

On motion of Mr. Kilcrease, the further proceedings of the call were dispensed with.

ORDERS OF THE DAY.

A bill to be entitled An Act to change and modify the penal statutes in reference to gaming,

Was read a third time.

And on the question of its passage the vote was :

YEAS—Messrs. Baldwin, Blackburn, Brown, Buddington, Gillis, Gonzalez, Johnson, Kilcrease, Moseley, Snell, Stewart and Wynn—12.

NAYS—Mr. President, Messrs. Forsyth and Smith—3.

So said bill passed—title as stated.

Ordered, That the same be certified to the House of Representatives.

A bill to be entitled An Act for the relief of the South-western portion of Gadsden county,

Was read a third time and on the question of its passage, the vote was :

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Johnson, Kilcrease, and Wynn—7.

NAYS—Messrs. Buddington, Forsyth, Gillis, Gonzalez, Moseley, Smith, Snell and Stewart—8.

So the bill was lost.

A bill to be entitled An Act giving to the counties of Calhoun and Washington, the right to receive and apply their proportions of the Internal Improvement Fund of this State,

Was read a second time, when Mr. Smith offered the following amendment :

After the word "Washington" add the words "and Wakulla" ;

Which amendment was adopted, and the bill ordered to be engrossed for a third reading on to-morrow.

A bill to be entitled An Act to provide for the employment of a clerk, in the office of the Comptroller of this State ;

Which was read a second time, and ordered to be engrossed for a third reading on to-morrow.

Mr. Brown, from the Committee on Engrossed bills made the following report :

The Committee on Engrossed Bills report as correctly engrossed :

A bill to be entitled An Act to amend the laws relative to executors and administrators.

Also, a bill to be entitled An Act to authorize the Judges of the Circuit Courts of this State to appoint and hold adjourned terms in certain cases.

ROBT. BROWN,

Chairman pro tem.

Which was received, and the bill placed among the orders of the day.

On motion, the rules were waived so as to allow Mr. Long, to introduce without previous notice,

A bill to be entitled An Act to provide for the payment pro rata of the debts of insolvent estates,

Which was placed among the orders of the day.

On motion, the rules were waived to allow Mr. Long to make a motion ;

When Mr. Long moved, that the Judiciary Committee be instructed to enquire into the expediency of amending the laws in force in this State, authorizing the incorporation of religious and other societies, and that they report by bill or otherwise.

Which was adopted.

A bill to be entitled An Act to amend an act to incorporate the

Florida Atlantic and Gulf Central Rail Road Company, and for other purposes,

Was read a third time, and upon the question of its passage, the vote was as follows, viz :

YEAS—Messrs. Baldwin, Blackburn, Brown, Buddington, Gonzalez, Johnson, Kilcrease, Long, Moseley, Provence, Smith, Snell, Stewart and Wynn—14.

NAYS—Mr. President, Messrs. Forsyth and Gillis—3.

So the bill passed, title as stated.

Ordered, That the same be certified to the House of Representatives.

An Act to incorporate the Pensacola and Georgia Rail Road,

Was read a third time, and on the question of its passage the vote was :

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Forsyth, Gillis, Gonzalez, Kilcrease, Long, Provence, Smith, Snell and Wynn—13.

NAYS—Messrs. Buddington, Johnson, Moseley and Stewart—4.

So the bill passed—title as stated.

Ordered, That the same be certified to the House of Representatives.

On motion, Mr. Kilcrease, who was without the bar of the Senate at the time of the passage of the bill, to be entitled An Act to amend an act entitled an act to incorporate the Florida Atlantic and Gulf Central Rail Road Company, and for other purposes,

Was allowed to record his vote, when Mr. Kilcrease voted yea.

The following message was received from the His Excellency, the the Governor :

EXECUTIVE CHAMBER, }
December 29, 1852. }

HON. R. J. FLOYD,

President of the Senate :

SIR:—I have the honor to transmit to the Senate, for the action of the General Assembly, the Muster Roll of the militia force called into service on the 2d March last, under the command of Gen. B. Hopkins, for the purpose of protecting the people of this State in the frontier settlements against Indian depredations, and also the Report of Gen. Hopkins of a recent scout on the Indian border.

The Muster Roll enables me to answer more fully some of the enquiries made of me by a resolution of the Senate of the 7th inst.

To the *first inquiry*, "How many troops have been in the militia service of the State since the adjournment of the last General Assembly?" it will be seen that the total number of troops enrolled since the 2d of March last, amounts to 63. But from the number of men who have from time to time been discharged, it will appear that not as many as forty have been in service at any one time.

To the *fifth inquiry*, "What number of commissioned and non-commissioned officers were in said service?" and the *sixth*, "What

was the grade of the several officers?"—I answer, that it will be seen that there were four commissioned officers, five staff-officers, and two non-commissioned officers. In regard to *grade*, Benjamin Hopkins has the rank of Major General of the 2d Division of Florida Militia, but was sent to the Indian frontier as *Special Agent*, on behalf of the State. Aaron Jernigan was commissioned with the rank of Captain; Isaac Jernigan with the rank of 1st Lieutenant, and Needham Yates with the rank of 2d Lieutenant of militia. Arthur Ginn was recommended by me as Quartermaster, and Dr. Algeron S. Speer as Surgeon—these were necessary staff-officers. The other staff-officers rank in the Division Staff. There appears to have been but two non-commissioned officers appointed.

To the *seventh enquiry*, "What rule should, in your opinion, govern the action of the Legislature, in making provision for the payment of the several officers?" I beg more particularly to reply. To quiet the alarm for the safety of the people and property on the frontier, created by the conduct of the Seminole Indians, I considered it to be my duty to send Gen. Hopkins to the frontier, to enquire into the causes, and to take such steps as in his judgment might be best calculated to afford protection and security to the defenceless inhabitants. I selected Gen. Hopkins as a *Special Agent* for that purpose, because he was the commanding officer of the militia of that Division, and because I had full and entire confidence in his judgment, prudence and ability to discharge such a duty. And I have continued him in that position, because I have assurances from the people that his efforts had restored quiet and inspired confidence, and were still necessary, and from Gen. Blake, the *Special Agent* employed by the General Government to effect the removal of the Indians, that his co-operation was necessary to the success of his mission. Under these circumstances, and with the knowledge that Gen. Hopkins has not only performed important services, and encountered great toil, danger and exposure with the little band under his command, but that he has used great prudence and economy in his expenditures, I respectfully submit that his services entitle him to adequate remuneration, and therefore recommend that he be entitled to the pay and emoluments of a Colonel of Cavalry. Equally so are those who have been associated with him, in the proportion of their respective commands and responsibilities.

Although Captain Jernigan and his officers had not a full company to command, they had imposed upon them the heavier services, having necessarily the double duty of officer and soldier to discharge at the same time, thereby avoiding the heavy expense attendant upon transportation for a large force in a wilderness country, whilst they were rendered more effective. They should be allowed their full pay and emoluments, according to their grade. The men, of course, are entitled to their full pay.

In regard to the Quartermaster and Surgeon, their services were necessary, and they should be allowed pay and emoluments agreea-

bly to their rank in the Regimental Staff. The other officers in Gen. Hopkin's staff are not entitled to pay according to their rank in the Division Staff. The General did not go into service with that rank himself, but as *Special Agent*. But if they performed service and their services were necessary—of which I have no question, for, in proportion to the smallness of their force, must their duties have been increased—they should be paid. I therefore recommend that they be allowed pay and emoluments in proportion to what their rank would be in a Regimental Staff.

Having answered to the best of my judgment and information the question "What rule should, in your opinion, govern the action of the Legislature in making provision for the payment of the several officers," the subject now remains for the action of the Legislature, as well as regards their payment for services already performed, as their continuance in service under their present organization, or under some other more efficient form; or the entire abandonment of frontier protection, and the long agitated question of the removal of the Indians beyond the limits of the State.

I am, very respectfully,

Your obedient servant,

THOMAS BROWN.

Which was read, and 75 copies ordered to be printed;

Also referred to committee on the Militia.

A bill to be entitled An Act to authorize the Judges of the Circuit Courts of this State, to appoint and hold adjourned terms in certain cases,

Was read a third time, and upon the question of its passage the vote was:

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Buddington, Forsyth, Kilcrease, Long, Smith, Snell, Stewart and Wynn—12.

NAYS—Messrs. Gillis, Johnson and Moseley—3.

So the bill passed—title as stated.

Ordered, That the same be certified to the House of Representatives.

A bill to be entitled An Act to amend the laws relating to Executors, Administrators, and for other purposes,

Was read a third time, and upon the question of its passage the vote was:

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Buddington, Forsyth, Johnson, Long, Moseley, Smith, Snell, Stewart and Wynn—13.

NAYS—Messrs. Gillis, Kilcrease and Provence—3.

So the bill passed, title as stated.

Ordered, That the same be certified to the House of Representatives.

A bill to be entitled An Act to allow Boats to Peddle on the Choctawhatchee River,

Was read a third time, and on the question of its passage, the vote was—

YEAS—Messrs. Forsyth, Gillis, Long, Moseley, Provence, Snell and Wynn—7.

NAYS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Buddington, Johnson, Kilcrease, Smith and Stewart—9.

So the bill was lost.

Ordered, That the same be certified to the House of Representatives.

House bill to be entitled An Act to amend an act relating to the duties of Tax Assessor and Collector,

Was read a third time, and upon the question of its passage, the vote was:

YEAS—Mr. President, Messrs. Blackburn, Brown, Gillis, Gonzalez, Johnson, Kilcrease, Long, Moseley, Smith and Stewart—11.

NAYS—Messrs. Baldwin, Buddington, Forsyth, Provence, Snell and Wynn—6.

So the bill passed—title as stated.

Ordered, That the same be certified to the House of Representatives.

House bill to be entitled An Act amendatory of an act Incorporating the city of Pensacola, approved Dec. 17, 1850,

Was read a third time, and on the question of its passage the vote was:

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Buddington, Forsyth, Gillis, Gonzalez, Johnson, Long, Moseley, Provence, Snell, Stewart and Wynn—15.

NAYS—Mr. Kilcrease—1.

So said bill passed—title as stated.

Ordered, That the same be certified to the House of Representatives.

A bill to be entitled An Act to provide for the appointment of a State Engineer,

Was read a second time, and on motion, referred to the Committee on Internal Improvement.

A bill to be entitled An Act to amend the Taxation Laws relative to land and negroes,

Came up, when the Senate went into Committee of the Whole, upon said bill, Mr. Stewart in the Chair, and after some time spent therein, the Committee rose, and through their chairman, reported the bill back to the Senate, and asked to be discharged from the further consideration,

Which report was concurred in, and the bill ordered for a second reading on to-morrow.

On motion, a committee consisting of Messrs. Forsyth, Gonzalez and Long, were appointed to return to the House a bill to be entitled An Act to incorporate the Pensacola and Georgia Rail Road, with the several amendments,

The committee returned and reported the duty performed.

The following communication was read from the Quarter-master General of this State :

QUARTER MASTER GENERAL'S OFFICE, }
Tallahassee, Dec. 29, 1852. }

To the Hon. President of the Senate, of the State of Florida :

In obedience to a resolution of the Senate passed on yesterday, requiring me to furnish a list of the officers, soldiers and others employed in the service of this State, for the removal of the Seminole Indians, under the act approved Jan. 20, 1851, I have the honor to report :

That no report, lists or other papers whatever, in relation to said business have been received at this office.

Respectfully your obedient servant,

R. A. SHINE, *Quarter Master General.*

Which was read and referred to the Committee on the Militia.

A bill to be entitled An Act to amend an act entitled an act to organize the County of Putnam,

Was read a third time, and upon the question of its passage, the vote was as follows :

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Buddington, Forsyth, Gillis, Gonzalez, Johnson, Kilcrease, Long, Moseley, Provence, Snell, Stewart and Wynn—16.

NAYS—None.

So the bill passed—title as stated.

Ordered, That the same be certified to the House of Representatives.

A bill to be entitled An Act in relation to Divorces,

Came up, when Mr. Long moved to reconsider the vote had yesterday adopting a substitute for the original House bill,

Which motion was carried,

And the vote was reconsidered.

Mr. Long moved to strike out all after the enacting clause and insert the following :

That hereafter no divorces from the bonds of matrimony shall be granted to any applicant, unless it shall appear that such applicant has resided in the State of Florida for the space of two years prior to the time of such application ; and that all laws or parts of laws inconsistent with this act be and the same are hereby repealed.

Which amendment was adopted in lieu of the original bill, rule waived, read a third time,

And upon the question of its passage, the vote was :

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Buddington, Forsyth, Gillis, Gonzalez, Johnson, Long, Moseley, Provence, Smith, Snell, Stewart and Wynn—16.

NAYS—Mr. Kilcrease—1.

So the bill passed, title as stated.

Ordered, That the same be certified to the House of Representatives.

On motion of Mr. Kilcrease, the vote had this morning on the bill for the relief of the Southwestern portion of Gadsden County, was reconsidered, and the bill came up on its passage, when the vote was as follows, viz :

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Forsyth, Gonzalez, Johnson, Kilcrease, Long, Provence, Snell and Wynn—12.

NAYS—Messrs. Buddington, Gillis, Moseley, Smith and Stewart—5.

So the bill passed, title as stated.

Ordered, That the same be certified to the House of Representatives.

House bill to be entitled An Act to regulate the practice in criminal prosecutions,

Was read a third time, and on the question of its passage the vote was as follows :

YEAS—Mr. President, Messrs. Forsyth, Gillis, Gonzalez, Johnson, Kilcrease, Moseley, Provence and Wynn—9.

NAYS—Messrs. Baldwin, Brown, Buddington, Long, Smith, Snell and Stewart—7.

So the bill passed—title as stated.

Ordered, That the same be certified to the House of Representatives.

A bill to be entitled An Act to authorize Joseph A. Everett to establish a Ferry across the Withlacoochee river,

Was read a second time, and ordered to be engrossed for a third reading on to-morrow.

Resolution in relation to Capt. W. A. Payne's Company,

Was read a second time, rule waived, read a third time and passed.

Ordered, That the same be certified to the House of Representatives.

A bill to be entitled An Act to invest a portion of the Internal Improvement Fund in certain plank roads therein mentioned,

Was read a second time, and ordered for a third reading on to-morrow.

On motion of Mr. Snell, the rule was waived, and he allowed to make the following report :

The Select Committee, to whom was referred the petition of sundry citizens of Hernando county, praying that William Crawford, a prisoner in the Jail of said county, may be sent to some Lunatic Asylum, because they believe the said prisoner is not of sound mind, and that his condition requires more care than can be bestowed upon him in the common jail of the county.

The Committee appreciating the feelings of humanity which prompted the petitioners, and believing that the State will be saved a large

expense by granting the prayer of the petitioners, recommend the passage of the accompanying bill.

Respectfully submitted,

H. V. SNELL, *Chairman.*

Which was read, and the bill reported placed among the orders of the day.

A bill to be entitled An Act to fix a minimum on School and Seminary Lands,

Was read a second time, and ordered to be engrossed for a third reading on to-morrow.

A bill to be entitled An Act to incorporate Knox Hill Academy in Walton County,

Was read a first time, rule waived, read a second time by its title, and on motion, was referred to the Committee on Schools and Colleges.

House resolution to adjourn sine die on the 8th day of January next,

Was read a first time, rule waived, read a second and third time and passed.

Ordered, That the same be certified to the House of Representatives.

House bill to be entitled An Act to provide for legal proceedings against Corporations and persons claiming exclusive privileges by public grants, &c.,

Was read a first time, rule waived, read a second time and referred to the Committee on the Judiciary.

On motion,

The Senate took a recess till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment. A quorum being present, the business was resumed.

House bill to be entitled An Act in relation to judicial proceedings in certain cases,

Was read a first time, the rule waived, read a second time, and referred to the Committee on the Judiciary.

House bill to be entitled An Act for the election of a county site in the county of Orange,

Was read a first time, rule waived, read a second and third time by its title, and upon the question of its passage, the vote was as follows:

YEAS—Mr. President, Messrs. Baldwin, Brown, Buddington, Forsyth, Gillis, Johnson, Long, Moseley, Snell, Stewart and Wynn—12.

NAYS—None.

So the bill passed—title as stated.

Ordered, That it be certified to the House of Representatives.

House bill to be entitled An Act to locate the county site of Hernando county,

Was read a first time, the rule waived, read a second and third time by its title,

And upon the question of its passage, the vote was:

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Buddington, Forsyth, Gillis, Johnson, Long, Smith, Snell, Stewart and Wynn—13.

NAYS—Mr. Moseley—1.

So the bill passed, title as stated.

Ordered, That it be certified to the House of Representatives.

Mr. Long, from the Committee on Enrolled Bills, made the following report:

The Committee on Enrolled Bills have examined and find correctly enrolled, A resolution in relation to a light-house on Sea Horse Key.

M. A. LONG,

Chairman.

On motion, the rule was waived so as to permit Mr. Blackburn to make the following motion:

That the answer of the Comptroller to the Senate resolution of the 28th instant, with the accompanying tabular statement of said Comptroller be referred to the Committee on Militia, and that said Committee cause 75 copies of all documents in relation thereto to be printed: and that said Committee be authorized to send for persons and papers.

Which motion was adopted.

House bill to be entitled An Act providing for the location, survey and completion of a canal connecting the waters of the St. Johns and Indian rivers,

Came up, was read a first time, rule waived, read a second time and referred to the Committee on Internal Improvements.

House resolution asking Congress the reduction of the price of public lands in this State,

Was read a first time, rule waived, read a second and third times and passed.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES, }
December 29 1852. }

Honorable President of the Senate:

Sir,—The House have passed the following Bills, viz:

Bill to be entitled An Act in relation to the County site of Wakulla County;

Bill to be entitled An Act to repeal an act to change the name of Robert Waterson to that of Robert W. Waterson;

Bill to be entitled An Act to authorize certain persons to establish a ferry across the Ocklockonee River;

Resolution to improve the navigation of the Apalachicola River;

Also without amendment.

Senate Bill to be entitled An Act to amend an act entitled an act giving to the Judge of Probate of Escambia and Hamilton Counties the powers of Justices of the Peace in certain cases ;

Bill to be entitled An Act to repeal an act to provide for the opening a road from Miami in Dade County, to Indian River in St. Lucie County ;

Bill to be entitled An Act to establish the office of State Engineer and Geologist ;

Also without amendment,

Senate Bill to be entitled An Act to regulate the quarantine laws in this State ;

Senate Bill to be entitled An Act authorizing William H. Chase and Jasper Strong to cut a canal, connecting the waters of the Perdido River and Grand Lagoon ;

Senate Bill to be entitled An Act authorizing the institution of suits in certain cases against corporations by publication ;

Senate Bill to be entitled An Act to repeal an act to require purchasers of State lands to make payment therefor to the Treasurer of the State and for other purposes ;

Also with amendments transmitted herewith ;

Senate Bill to be entitled An Act to prevent the trading with the Indians in this State, to which the concurrence of the Senate is respectfully asked.

Senate Bill to be entitled An Act authorizing County subscriptions for works of Internal Improvement, was indefinitely postponed ;

Senate Bill to be entitled An Act to empower John Johnson of Gadsden County to manage his own estate, was lost in the House.

Respectfully,

JOHN DICK,

Clerk House Representatives.

Which was read and the House bills placed among the orders of the day, and Senate bills ordered to be enrolled.

House bill to be entitled An Act to provide for the payment pro rata of the debts of insolvent estates,

Was read first time, rule waived, read a second time and referred to the Committee on the Judiciary.

House bill to be entitled An Act for establishing the office of State Engineer and Geologist,

Was read first time, rule waived, read a second time and referred to the Committee on Internal Improvements.

House resolution to improve the navigation of the Apalachicola river,

Was read a first time, rule waived, read a second time and, on motion was laid on the table.

House bill to be entitled An Act authorizing certain persons to establish a Ferry across the Ocklockonee river,

Was read a first time, rule waived, read a second time, when Mr.

Floyd moved to strike out the 4th section of said bill, and change the 5th section to the 4th section ;

Which was agreed to, and the rule waived, the bill read a third time,

And upon the question of its passage the vote was :

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Brown, Budington, Gillis, Gonzalez, Johnson, Long, Moseley, Smith, Snell, Stewart and Wynn—14.

NAYS—Messrs. Forsyth and Provence—2.

So the bill passed as amended, title as stated.

Ordered, That it be certified to the House of Representatives.

House bill to be entitled An Act in relation to the county site of Wakulla county,

Was read a first time, rule waived, read a second time by its title and referred to the Committee on the Judiciary.

House bill to be entitled An Act to repeal an act entitled an act to change the name of Robert Waterson to that of Robert W. Randall,

Was read a first time, rule waived, read a second time, and on motion, was laid on the table.

House bill to be entitled An Act to repeal an act to provide for opening a road from Miami, in Dade county, to Indian River, in St. Lucie county,

Was read a first time, and ordered for a second reading on to-morrow.

On motion of Mr. Stewart, the rules were waived so as to allow him to introduce,

A bill to be entitled An Act the more effectually to quiet and protect the possession of personal property, and to prevent taking possession by fraud and violence ;

Which bill was received and read a first time, the rule waived read a second time by title, and on motion, was referred to the committee on the Judiciary.

On motion,

The Senate adjourned until to-morrow morning, 10 o'clock.

THURSDAY, December 30, 1852.

The Senate met pursuant to adjournment. The Rev. Mr. Zealey officiated as chaplain.

A quorum being present, the journal of yesterday's proceedings were read and approved.

On motion of Mr. Johnson, a bill to be entitled An Act to permit Henry M. Stephens to sell the real estate belonging to the infant children of said Stephens.

Was placed among the orders of the day, for to-day.

On motion of Mr. Snell,